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Attorneys for Defendant
GENEA ENERGY PARTNERS, INC.

**IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

**JOHN MATTER, dba MATTER SYSTEMS
and MARK FULTON, dba INTEGRITY
AUTO-MATED SOLUTIONS,**

Plaintiffs,

v.
KEITH VOYSEY, Chief Technology Officer, GENEVA ENERGY PARTNERS, INC., a California Corporation, DAVID BALKIN, position unknown, CHRIS TAYLOR, position unknown, and DOES 1 through 50, inclusive.

Defendants.

Case No.: 8:15-cv-00978-CJC-AGR

**NOTICE OF MOTION AND
MOTION FOR SANCTIONS
PURSUANT TO RULE 11**

Date: January 11, 2016
Time: 1:30 p.m.
Dept: 9B

Judge: Hon. Cormac J. Carney
Complaint Filed: June 19, 2015
FAC Filed: October 5, 2015

TO THE HONORABLE CORMAC J. CARNEY, UNITED STATES
DISTRICT COURT JUDGE, THE PARTIES AND THEIR COUNSEL OF
RECORD:

PLEASE TAKE NOTICE that on January 11, 2016, at 1:30 p.m., or as soon

1 thereafter as the matter may be heard in Courtroom 9B of the above entitled Court,
2 Defendant, GENEVA ENERGY PARTNERS, INC. ("Geneva") will and hereby moves
3 this Court for an order sanctioning Plaintiffs, and their counsel, Gregory Richardson,
4 Esq., pursuant to Rule 11 of the Federal Rules of Civil Procedure.

5 By letter dated November 16, 2015, counsel for Geneva notified Mr. Richardson
6 of Geneva's intention to file this motion. Thereafter, later that day, the parties met and
7 conferred by telephone to discuss the substance of the contemplated motion and any
8 potential resolution. This motion is made following the conference of counsel
9 pursuant to L.R. 7-3 which took place on November 16, 2015.

10 This Motion is based on this Notice of Motion and Motion, the accompanying
11 Memorandum of Points and Authorities, the Declaration of Ray L. Wong, the
12 Consolidated Request For Judicial Notice In Support Of Geneva's Motion For Rule 11
13 Sanctions and Motion To Dismiss, other evidence properly before the Court, and the
14 arguments of counsel at the hearing.

15 Respectfully submitted,

16 Dated: December 11, 2015

17 **DUANE MORRIS LLP**

18 By: /s/ Ray L. Wong

19 Ray L. Wong
20 Patrick S. Salceda
Attorneys for Defendant
21 GENEVA ENERGY PARTNERS,
22 INC.
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